

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Wolfgang DULTZ et al.  
International Application No. : PCT/EP99/05664  
International Filing Date : August 5, 1999  
U.S. Serial No. : 09/786,826  
For : **OPTICAL COMMUNICATIONS LINK**

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231  
Attention: DO/EO/US

**TRANSMITTAL OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371**

S I R :

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed on April 10, 2001).

Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the U.S. Patent and Trademark Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is enclosed.

The U.S. Patent and Trademark Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration and the 1 month extension fee of \$110.00 to Deposit Account No. 11-0600. Should any additional fees be required, the U.S. Patent and Trademark Office is authorized to charge then to Deposit Account No 11-0600.

06/19/2001 SNAJARRO 00000109 110600 09786826

01 FC:154 130.00 CH  
02 FC:115 110.00 CH

Date: June 15, 2001

Respectfully submitted,  
KENYON & KENYON

Richard L. Mayer  
Richard L. Mayer, Reg. No. 22,490  
One Broadway  
New York, NY 10004  
Tel: (212) 425-7200; Fax: (212) 425-5288  
**CUSTOMER NO. 26646**

By Juda Shudy  
Reg No 47,089



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/786826	DULTZ	W 2345/146
INTERNATIONAL APPLICATION NO.		
PCT/EP99/05664		
I.A. FILING DATE		PRIORITY DATE
05 AUG 99		09 SEP 98

KENYON & KENYON  
ONE BROADWAY  
NEW YORK, NY 10004

DATE MAILED:

10 APR 2001

**NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION**

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371(c)(4) for entry into the national stage in the United States of America. The period within which to correct the deficiency noted below and avoid abandonment is set in the accompanying Notification.

A new oath or declaration, properly identifying this application (preferably by the international application number and international filing date) is required. The oath or declaration does not comply with 37 CFR 1.497(a),(b) and (f) in that it:

1. ☒ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. ☐ does not identify the application to which it is directed.
3. ☐ does not identify the inventor(s).
4. ☐ does not identify the citizenship of each inventor.
5. ☐ does not state that the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

**FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b), AND 1.497(d) WHERE APPROPRIATE, WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.**

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. ☐ does not identify the mailing address of each inventor. If the residence is different from the mailing address, then the city and state or city and foreign country of residence of each inventor must also be given.
2. ☐ does not state that the person making the oath or declaration:
  - a. ☐ has reviewed and understands the contents of the application, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
  - b. ☐ acknowledges the duty to disclose to the Office all information known to the person to be material to patentability as defined in 37 CFR 1.56.
3. ☐ does not identify the foreign application for patent or inventor's certificate for which a claim for priority is made pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.

COTTMAN, DARRELL C.

Telephone: 703-305-3693

## EXPRESS MAIL CERTIFICATE

"EXPRESS MAIL" MAILING LABEL NUMBER LB084700638DATE OF DEPOSIT June 13, 2001TYPE OF DOCUMENT Response to Missing  
RequirementsSERIAL NO. 09/1786826 FILING DATE August 3, 1999

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE, BY BEING HANDED TO A POSTAL CLERK OR BY BEING PLACED IN THE EXPRESS MAIL BOX BEFORE THE POSTED DATE OF THE LAST PICK UP, AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

GENEVIEVE HUTCHINSON

(PRINTED NAME OF PERSON MAILING PAPER OR FEE)

Genevieve Hutchinson  
(SIGNATURE OF PERSON MAILING PAPER OR FEE)Title: Optical Communications link